

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**UNITED STATES
of AMERICA**

v.

RUBEN BORIA

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CRIMINAL ACTION

No. 07-151-2

MEMORANDUM

AND NOW, this 4th day of November, 2010, upon consideration of Defendant Ruben Boria's Motion for a New Trial Pursuant to Rule 33 of the Federal Rules of Criminal Procedure (Docket No. 85), it is hereby **ORDERED** that the Motion is **DENIED**.

BY THE COURT:

/s/ Gene E.K. Pratter
GENE E.K. PRATTER
UNITED STATES DISTRICT JUDGE